

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA  
DOCKET NO. 2021-386-T - ORDER NO. 2022-\_\_\_\_\_

March 30, 2022

Application of R&M Charlotte LLC d/b/a Two Men	)	ORDER APPROVING
and a Truck of Charlotte to Amend its Tariff	)	TARIFF AMENDMENTS
	)	

**I. INTRODUCTION**

This matter comes before the Public Service Commission of South Carolina ("Commission") on the Application of R&M Charlotte LLC d/b/a Two Men and a Truck of Charlotte ("Two Men and a Truck of Charlotte," "Applicant," or "Company"). The Applicant holds a Class E (Household Goods) motor carrier certificate and seeks approval to increase its hourly rates and other tariff charges.

**II. FACTS, PROCEDURAL HISTORY, AND EVIDENCE OF RECORD**

Two Men and a Truck of Charlotte was granted statewide authority to transport household goods when it received a Class E Certificate on August 20, 2011, pursuant to Commission Order No. 2001-763. The Company amended its schedule of rates in 2013, following the issuance of Order No. 2013-228 issued in Docket No. 2013-73-T.<sup>1</sup>

The Company filed an application to amend its tariff on December 28, 2021, and a revised amended tariff on February 4, 2022. Applicant specifically requests an increase to its hourly rates, a reduction to its minimum charge for moves, and revised customer options for available damage coverage.

---

<sup>1</sup> In Docket No. 2019-391-T, the Commission approved the pro forma merger of Roeder & Moore, LLC d/b/a Two Men and a Truck of Charlotte into R&M of Charlotte, LLC d/b/a Two Men and a Truck of Charlotte. Prior to the pro forma merger of the two companies, both operated under an identical tariff- the tariff approved by the Commission in Docket No. 2013-73-T.

By letter dated December 31, 2021, the Clerk's Office of the Commission instructed the Company to publish a Notice of Filing ("Notice") in newspapers of general circulation in the areas affected by the Application. The Notice summarized Applicant's initial proposed changes and advised any person desiring to participate as a party of record to file a Petition to Intervene on or before February 4, 2022. As required, the Company filed its Affidavits of Publication for the original filing on January 13, 2022. The Notice was published in The State on January 10, 2022, and The Greenville News on January 11, 2022. No person intervened in the docket.

The South Carolina Office of Regulatory Staff ("ORS"), a party of record pursuant to section 58-4-10(B) of the South Carolina Code of Laws (Supp. 2020), conducted a compliance review of the Company's Application, and submitted same to the Commission on February 7, 2022. ORS found the Company to be in compliance with Commission rules and regulations. ORS also noted the Company was in compliance with its Annual Report and Gross Receipt filing requirements. Additionally, ORS verified no consumer complaints were filed against the Company in the past 12 months.

As a part of its review, ORS provided the percent increase between the Company's original and proposed tariff rates. The information provided by ORS is listed in the chart below:

February 4, 2022

ORS Tariff Comparison  
 R M Charlotte LLC dba Two Men and A Truck of Charlotte  
 Docket No. 2021-386-T

Exhibit A

	Description	Unit	Approved Rate	Proposed Rate	Increase Amount	% Increase
<b>Rates Per Hour</b>	Rate per two movers, residential	Per Hour	\$114.00	\$150.00	\$36.00	31.58%
<b>Peak Season Weekdays (April-Sept, Mon-Fri)</b>	Rate per three movers, residential	Per Hour	\$144.00	\$190.00	\$46.00	31.94%
<b>Rates Per Hour</b>	Rate per two movers, residential	Per Hour	\$114.00	\$130.00	\$16.00	14.04%
<b>Non-Peak Season Weekdays (Jan-March, Oct-Dec, Mon-Fri)</b>	Rate per three movers, residential	Per Hour	\$144.00	\$170.00	\$26.00	18.06%
<b>Additional Rates</b>	Each Additional Man	Per Hour	\$30.00	\$40.00	\$10.00	33.33%
	Additional Holiday Premium	Per Hour	N/A	\$15.00	N/A	N/A
	Additional Truck	Per Hour	N/A	\$75.00	N/A	N/A
<b>Overnight Storage</b>	Overnight storage on truck	Per truck/Per night	\$150.00	\$300.00	\$150.00	100.00%
<b>Valuation</b>	Full Valuation	Per Job	N/A	\$4.00/lb	N/A	N/A

In addition to tariff rate increases, the Company requests a reduction to its minimum charge for moves (from two hours to one hour), and revised customer options for available damage coverage.

### III. APPLICABLE LAW

The Commission is explicitly authorized to regulate carriers of household goods, and to set their rates and charges: "[t]he commission must promulgate regulations necessary to control entry and certification standards, set rates and charges, and establish enforcement procedures and powers to govern the operations of carriers of household goods and hazardous waste for disposal." S. C. Code Ann. 58-23-590 (2015).

The Commission is authorized to fix or approve the rates charged by every South Carolina motor vehicle carrier: "[t]he commission shall regulate every motor carrier in this State and fix or approve the rates, fares, charges, classifications, and regulations pertaining to each motor carrier.... The rates once established remain in effect until such time when the commission determines the rates are unreasonable." 58-23-1010.

1. The commission shall make, fix, establish, or allow just and reasonable rates, fares, charges, classifications, and rules for all motor carriers subject to its rate jurisdiction.
2. As often as circumstances may require, the commission upon notice and hearing, if deemed necessary, from time to time may change or revise, or cause to be changed or revised, any rates, fares, charges, classifications, and rules of a carrier who operates under a Certificate of PC&N.

Regulation 103-191, S. C. Code of State Regulations (2012).

"Every rate made, demanded, or received by any motor carrier operating under a Certificate of PC&N... shall be just and reasonable." Reg. 103-192. Once rates are approved, motor carriers are prohibited from charging more or less than the rates specified in lawful tariffs, schedules, or by specific order of the Commission:

[N]o motor carrier operating under a Certificate of PC&N shall charge... a greater or lesser or different compensation for transportation, or for any service rendered, than the rates, fares, and charges specified in the lawfully applicable tariffs or schedules in effect from time to time.

S.C. Code Ann. Regs. 103-198 (2012).

Furthermore, discrimination in the operation of a motor carrier's certificate is prohibited:

[I]t shall be unlawful for any motor carrier operating under a Certificate of PC&N or FWA to make, give, or cause any undue or unreasonable preference or advantage to any particular person... or to subject any particular person... to any unjust discrimination or any undue or unreasonable prejudice or disadvantage in any respect whatsoever.

Reg. 103-197.

#### **IV. DISCUSSION**

The Company seeks approval of its hourly rates and other tariff charges, including a reduction in its minimum charge for moves from two hours to one hour, and revised customer options for available damage coverage. The Company justified its proposed increases by pointing out that the Company's hourly rates had remained unchanged since 2013.

Furthermore, the ORS Impact Study confirms Applicant is in compliance with Commission rules and regulations. ORS has not received any consumer complaints regarding the Company in the last twelve months, and the Company has been in compliance with Annual Report and Gross Receipt filing requirements.

#### **V. FINDINGS OF FACT**

1. We find the Company proposes an increase to its hourly tariff rates and other specific changes in its tariff.
2. After review of the Application and the Impact Study prepared by ORS, we find the proposed tariff hourly rates and the other proposed tariff changes are reasonable.
3. We find ORS has determined Applicant is in compliance with all applicable Commission rules and regulations, including the Annual Report and Gross Receipt filing requirements.
4. We find ORS has not received any consumer complaints about this Applicant in the past twelve months.
5. The Company's hourly rates have remained unchanged since 2013.

**VI. CONCLUSIONS OF LAW**

1. We conclude the proposed changes and amendments to the hourly rates and certain other tariff changes are reasonable pursuant to Regulations 103-191 and 192.

2. We conclude the proposed changes and amendments to the hourly rates and certain other tariff changes are appropriate and shall be approved pursuant to the authority of the Commission set forth in section 58-23-1010 of the South Carolina Code of Laws (2015).

**VII. ORDERING PROVISIONS**

IT IS THEREFORE ORDERED:

1. The Application of R&M Charlotte, LLC d/b/a Two Men and a Truck of Charlotte to amend its tariff is granted.

2. The proposed amendments to the hourly rates and other changes are hereby approved, and the Amended Tariff is approved. A copy of the Amended Tariff is attached hereto as Order Exhibit No. 1.

3. This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:

---

Justin T. Williams, Chairman  
Public Service Commission of  
South Carolina